

Barnes, Iaccarino, Virginia, Ambinder & Shepherd, PLLC
ATTORNEYS AT LAW

3 Surrey Lane
Hempstead, New York 11550
(516) 483-2990
Fax: (516) 483-0566

258 Saw Mill River Road
Elmsford, New York 10523
(914) 592-1515
Fax: (914) 592-3213

111 Broadway
Trinity Centre
Suite 1403
New York, New York 10006
(212) 943-9080
Fax: (212) 943-9082

February 6, 2008

FACSIMILE (914) 390-4085

Honorable Judge Charles L. Brieant
United States District Judge
Southern District of New York
300 Quarropas Street
White Plains, New York 10601

Re: Trustees of the District Council 9, et al. v. WJD Properties, Inc. and 711 New York Painting
& Decorating Co., Inc., Index No.: 07-CIV-11029 (CLB)
Initial Conference – February 8, 2008 at 9:00 a.m.

Dear Honorable Judge Brieant:

This office represents the plaintiffs in the above matter. This letter makes reference to the initial court conference scheduled for Friday, February 8, 2008 at 9:00 a.m.

This matter involves the enforcement of a Collective Bargaining Agreement, more specifically, the Funds right to audit the books and records of an Employer. The defendant has agreed to allow and cooperate with the audit. The audit findings have been sent to the Employer and they were given until February 21, 2008 to respond.

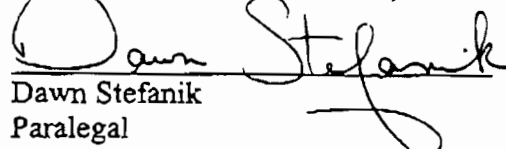
On consent, we respectfully request an adjournment of the initial court conference to a date in early March 2008 that is mutually convenient to the Court. This is the first request for an adjournment.

Kindly advise this office of the court's decision regarding our request.

Thank you for your assistance and courtesies.

Very truly yours,

BARNES, IACCARINO, VIRGINIA,
AMBINDER & SHEPHERD, PLLC


Dawn Stefanik
Paralegal

cc: WJD Properties, Inc. and 711 New York
Painting & Decorating Co., Inc.